

REMARKS/ARGUMENTS

Reconsideration and withdrawal of the rejections of the application are respectfully requested in view of the remarks herewith, which place the application into condition for allowance. The present amendment is being made to facilitate prosecution of the application.

I. STATUS OF THE CLAIMS AND FORMAL MATTERS

Claims 19-21 are pending in this application. Claims 19-21, which are independent, are hereby amended. No new matter has been introduced. Support for this amendment can be found throughout the Specification and specifically on pages 112-113. It is submitted that these claims, as originally presented, were in full compliance with the requirements of 35 U.S.C. §112. Changes to claims are not made for the purpose of patentability within the meaning of 35 U.S.C. §101, §102, §103, or §112. Rather, these changes are made simply for clarification and to round out the scope of protection to which Applicants are entitled.

II. REJECTIONS UNDER 35 U.S.C. §102(b)

Claims 19-21 were rejected under 35 U.S.C. §102(b) as allegedly anticipated by U.S. Patent No. 5,386,493 to Degen, et al. (hereinafter, merely "Degen").

Claim 19, recites, *inter alia*:

"An editing system comprising:

changing means for changing the reproduction speed of said audio data without affecting an interval thereof;

wherein said changing means interpolates data of a pitch period between adjacent segments of said audio data."
(emphasis added)

As understood by Applicants, Degen relates to modifying the playback rate of a previously stored audio or voice data file stored within a computer system without altering the pitch of the audio data file as originally stored. A double buffering system is used to perform all of the desired calculations in real time. A time stretching technique is employed upon the audio data file to decrease or increase playback rate which creates audio segments requiring joining processing.

Applicants submit that Degen does not teach or suggest the above-identified features of claim 19. Specifically, Degen fails to teach or suggest an editing system comprising a digital broadcast receiver comprising changing means for changing the reproduction speed of said audio data without affecting an interval thereof, wherein said changing means interpolates data of a pitch period between adjacent segments of said audio data, as recited in independent claim 19.

Therefore, Applicants submit that independent claim 19 is patentable.

For reasons similar to, or somewhat similar to, those described above with regard to independent claim 19, independent claims 20 and 21 are also believed to be patentable.

Therefore, Applicants submit that claims 19-21 are patentable.

CONCLUSION

In the event the Examiner disagrees with any of the statements appearing above with respect to the disclosures in the cited reference it is respectfully requested that the Examiner specifically indicate those portion, or portions of the reference providing the basis for a contrary view.

In view of the foregoing amendments and remarks, it is believed that all of the claims in this application are patentable and Applicants respectfully request early passage to issue of the present application.

Please charge any fees that may be needed, and credit any overpayment, to our Deposit Account No. 50-0320.

Respectfully submitted,

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